

# MGM *McCullough Ginsberg Montano & Partners*

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October 17, 2019

**VIA ECF**

Hon. Paul E. Davison  
United States Magistrate Judge  
United States Courthouse  
300 Quarropas Street, Courtroom 420  
White Plains, NY 10601


Re: *William Gunnar Truitt v. Salisbury Bank and Trust Company, et al.*  
Index No. 7:18-cv-08386-NSR-PED

Dear Judge Davison:

Defendants have refused to produce their expert, Mr. Musso, for his deposition until November 7, 2019, despite Plaintiff's repeated attempts to accommodate Mr. Musso's deposition by the October 30, 2019 expert deposition deadline established in Your Honor's June 3, 2019 Amended Scheduling Order. Accordingly, although Plaintiff does not think Mr. Musso's recently-disclosed plan to travel the last two weeks of October warrants a delay of this magnitude, in the interest of cooperation, all parties consent to and request Your Honor's permission to complete Mr. Musso's deposition on **November 7, 2019**. For context, that is just after the teleconference scheduled with Your Honor on November 6, 2019 at 10:00 AM and just before the Status Conference scheduled with Judge Román on November 8, 2019 at 10:30 AM. Plaintiff has not made a previous request for adjournment or extension and, if this request is

denied, Plaintiff remains willing and able to depose Mr. Musso by the current October 30, 2019 deadline. Thank you for your time and consideration.

Sincerely,



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cc: Ted McCullough and Jim Coughlan (counsel for Mr. Truitt)  
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